

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA,)
Plaintiff,)
v.)
KEVIN KELLY,)
Defendant,)
and)
BRANCH BANK AND TRUST CO.)
Garnishee.)

1:10-CR-10414-WGY

ANSWER OF THE GARNISHEE

Tammy Ivey, BEING DULY SWORN DEPOSES AND SAYS:
(Affiant)

IF GARNISHEE IS AN INDIVIDUAL:

That he/she is Garnishee herein doing business in the name
of _____
(State full name and address of business)

IF GARNISHEE IS A PARTNERSHIP:

That he/she is a member of _____, a partnership which Garnishee is a partner.

IF GARNISHEE IS A CORPORATION:

That he/she is the Branch Specialist (Official Title) of Garnishee, BBAT
a corporation, organized under the laws of the State of North Carolina.

On March 6th, 2012, Garnishee was served with the Writ of Garnishment.

1. The Garnishee has custody, control or possession of the following property (non-earnings), in which the defendant maintains an interest, as described below:

| | <u>Description of Property</u> | <u>Approximate Value</u> | <u>Description of Debtor's Interest in Property</u> |
|----|--------------------------------|--------------------------|---|
| 1. | <u>Checking</u> | <u>498.88</u> | <u>Both Checking Accounts Are on hold due to</u> |
| 2. | <u>Checking</u> | <u>4620.45</u> | <u>Warrant to Seize personal property issued on</u> |
| 3. | | | <u>4-16-09. Case # 07 MJ 1714 TSH.</u> |
| 4. | | | <u>in the Amount of \$ 145,600.40.</u> |

Garnishee anticipates owing to the judgment-debtor in the future, the following amounts:

| | <u>Amount</u> | <u>Estimate date or Period Due</u> |
|----|---------------|------------------------------------|
| 1. | \$ _____ | _____ |
| 2. | \$ _____ | _____ |
| 3. | \$ _____ | _____ |
| 4. | \$ _____ | _____ |

(Check the applicable line below if you deny that you hold property subject to this order of garnishment.)

___ The Garnishee makes the following claim of exemption on the part of Defendant:

___ The Garnishee has the following objections, defenses, or set-offs to Plaintiff's right to apply Garnishee's indebtedness to Defendant upon Plaintiff's claim:

___ The Garnishee was then in no manner and upon no account indebted or under liability to the Defendant and that the Garnishee did not have in his/her possession or control any property belonging to the Defendant, or in which the Garnishee has an interest; and is in no manner liable as Garnishee in this action.

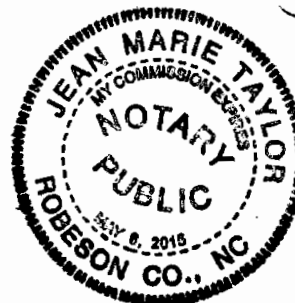
The Garnishee mailed a copy of this answer by first-class mail to Kevin Kelly
and Christopher R. Donato.

Jimmy Huey BBH
Garnishee

Subscribed and sworn to before me this 6 day of March 2012

Jean Marie Taylor
Notary Public

My Commission expires: 05-06-2015



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